

3.3.c.

AGREEMENT

file? parking ☐
tax sharing ☐
County ☒

BETWEEN THE COUNTY OF FRESNO AND THE CITY OF FRESNO
RELATING TO MUNICIPAL COURT FINES AND FORFEITURES

THIS AGREEMENT, made as of March 22, 1977, between the County of Fresno, a political subdivision of the State of California, party of the first part, and the City of Fresno, a municipal corporation, to wit, a charter city within said County, party of the second part:

W I T N E S S E T H:

WHEREAS, pursuant to the provisions of Section 1463 of the Penal Code and related sections, fines and forfeitures collected by the Municipal Court of the Fresno Judicial District are currently disposed of by the Treasurer of the County of Fresno by transferring the same to the proper funds of the County of Fresno and the City of Fresno, in accordance with the percentage set forth in said section;

WHEREAS, said section provides that any county and city therein may by mutual agreement adjust the percentage therein specified; and

WHEREAS, as a part of the settlement of the controversy between the County and City relating to the sharing of the sales and use taxes collected within the city, the parties have agreed that 100% of all fines and forfeitures referred to in Section 1463(c) of the Penal Code collected by the Municipal Court of the Fresno Judicial District shall, on and after April 1, 1977, be transferred by the County Treasurer to the County general fund to be retained by the County for its use and benefit, except as hereinafter otherwise provided.

NOW, THEREFORE, the parties hereto have and by these presents do agree as follows:

1. All transfers by the Fresno County Treasurer made pursuant to Penal Code Section 1463(c), of the fines and forfeitures specified therein collected and deposited with said Treasurer by the Municipal Court of the Fresno Judicial District, shall be made, on and after April 1, 1977, one hundred percent (100%) to the general fund of the County of Fresno; provided, however, that any of said fines and forfeitures so collected and deposited on or before February 28, 1977, shall, whether transferred before or after April 1, 1977, be distributed according to the percentage allocation specified in Penal Code Section 1463(c).

2. This agreement shall not be deemed to apply to any funds except those which would otherwise be transferred to the City of Fresno pursuant to Section 1463(c) of the Penal Code.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed as of the date hereinabove contained, pursuant to resolutions of the respective governing bodies thereof duly made.

COUNTY OF FRESNO

CITY OF FRESNO

BY John R. Doolan
Chairman,
Board of Supervisors

BY T. W. Hurdley
Chief Administrative Officer

APPROVED AS TO LEGAL FORM:

BY Robert M. Wash
ROBERT M. WASH
Attorney Counsel

APPROVED AS TO FORM
SPENCER J. City Attorney
Spencer J. City Attorney
By: _____

M. G. WINGETT, Clerk of
the Board of Supervisors

ST:rt
3-17-77 Julia A. Smith -2-
DANIEL V